IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIRST DAY OF DECEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 27121 of 2005

Between:

A.P.Power Generating Employees Union (Regd.No.E-1535)

represented by its Regional Secretary Sk.Mastan Raza.

..... PETITIONER

AND

The Managing Director,

A.P.Power Generation Corporation Limited,

Vidyutsoudha, Hyderabad-82 and 2 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the 3rd respondent in allotting the quarters to the juniors, without following the seniority, G.O.O.No.20/GM(HR)/2002, dated 17.04.2002, the minutes of the meeting held on 21.10.2005 with all the unions by the 3rd respondent, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner as well as the learned standing counsel appearing for the respondents.

It is stated that the petitioner-union made a representation dated 07.10.2005 before the 3rd respondent, stating that 73 quarters have been allotted under special quota ignoring the request of the senior workers. The senior workers, who have been working for years together, have not been allotted quarters in spite of their requests and representations, but certain junior workers have been allotted quarters illegally and without any justification whatsoever. Accordingly, the petitioner-union requested to cancel the quarters allotted to the juniors under special quota and allot quarters strictly following the seniority. In this regard, it is stated that, in fact, there was an agreement in between the respondents and the union of the petitioner that quarters will be allotted based on the seniority, in terms of G.O.O.No.20/GM(HR)/2002, dated 17.04.2002, and accordingly on the said representation, a meeting was held with the unions on 21.10.2005 and it is decided that all the quarters will be allotted on the seniority basis for eligible employees and no quarter will be allotted on special grounds i.e. special cases will not be entertained in future.

It is further stated that the 1st respondent also issued proceedings on 19.12.2005 requesting the 3rd respondent to cancel the allotment made contrary to the instructions given on 17.04.2002 and to allot the quarters as per the seniority only.

Having regard to the facts and circumstances of the case, the respondents are directed to implement the Quarter allotment Rules, appended to

G.O.O.No.20/GM(HR)/2002, dated 17.04.2002 issued by the 1st respondent and decision taken by the respondents in the meeting with the unions on 21.10.2005, in respect of allotment of quarters to the department employees.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

Dated: 21.12.2005

Dsr